IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.8851 OF 2004

Maharashtra Cosmopolitan Educational Society & others Petitioner

versus

State of Maharashtra & others Respondents

C.K.Thomos i/by M/s.C.K.Thomas & Associates, adv. for petitioners.

P.M.Patil, AGP for respondents 1 and 2.

CORAM : A.P.SHAH AND
S.C.DHARMADHIKARI, J.

DATE : 9th December 2004

PC :

1. Heard advocates.

2. For the reasons recorded in Writ Petition No.8762 of 2004 the State is directed to fix the quota for the minority students in D.Ed. colleges in the State for the next academic year and the management shall be entitled to fill up this quota from out of the minority students according to merit. As far as balance seats are concerned, the management will have to fill up the seats from out of the students who have

passed common entrance test (CET) conducted by the State agencies according to merit. We hasten to add that the State can also make a provision for reservation for backward/weaker section of the society in unaided minority institutions against non minority quota (See decision of Division Bench in Association of Managements of Unaided P.M. and ors Vs. State of Maharashtra & others - Writ Petition No.3061 of 2003 and a batch decided on 23rd August 2003).

3. Petition is accordingly disposed of.

(A.P.SHAH, J.)

(S.C.DHARMADHIKARI, J.)